

SENATE BILL 147

C2

11r0083

By: **Chair, Finance Committee (By Request – Departmental – Labor,
Licensing and Regulation)**

Introduced and read first time: January 24, 2011

Assigned to: Finance

Committee Report: Favorable

Senate action: Adopted

Read second time: February 16, 2011

CHAPTER _____

1 AN ACT concerning

2 **State Commission of Real Estate Appraisers and Home Inspectors – Home**
3 **Inspectors – Continuing Professional Competency**

4 FOR the purpose of requiring the State Commission of Real Estate Appraisers and
5 Home Inspectors to adopt regulations to require a demonstration of continuing
6 professional competency of a certain number of educational hours as a condition
7 of renewal of a license to provide home inspection services; providing for the
8 implementation of the continuing professional competency requirement on a
9 phased-in basis; and generally relating to the State Commission of Real Estate
10 Appraisers and Home Inspectors.

11 BY repealing and reenacting, with amendments,
12 Article – Business Occupations and Professions
13 Section 16–3A–07
14 Annotated Code of Maryland
15 (2010 Replacement Volume)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article – Business Occupations and Professions**

19 16–3A–07.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) Unless a license is renewed for a 2-year term as provided in this section,
2 the license expires on a staggered basis as determined by the Secretary.

3 (b) At least 1 month before a license expires, the Commission shall mail to
4 the licensee, at the last known address of the licensee:

5 (1) a renewal application form; and

6 (2) a notice that states:

7 (i) the date on which the current license expires; and

8 (ii) the amount of the renewal fee.

9 (c) Before a license expires, the licensee may renew it for an additional
10 2-year term, if the licensee:

11 (1) otherwise is entitled to be licensed;

12 (2) pays to the Commission a renewal fee not to exceed \$400;

13 (3) submits a renewal application on the form that the Commission
14 provides; and

15 (4) submits proof of compliance with the insurance requirement of §
16 16-4A-04 of this title.

17 (d) The Commission shall renew the license of and issue a license to each
18 licensee who meets the requirements of this section.

19 **(E) (1) THE COMMISSION SHALL ADOPT REGULATIONS TO REQUIRE A**
20 **DEMONSTRATION OF CONTINUING PROFESSIONAL COMPETENCY OF UP TO 30**
21 **EDUCATIONAL HOURS FOR A LICENSEE AS A CONDITION OF RENEWAL OF A**
22 **LICENSE UNDER THIS SECTION IN ACCORDANCE WITH PARAGRAPHS (2)**
23 **THROUGH (5) OF THIS SUBSECTION.**

24 **(2) CONTINUING PROFESSIONAL COMPETENCY REQUIREMENTS**
25 **DO NOT APPLY TO THE FIRST RENEWAL OF A LICENSE.**

26 **(3) IF A LICENSE EXPIRES ON OR BEFORE SEPTEMBER 30, 2013, A**
27 **LICENSEE IS NOT REQUIRED TO FULFILL THE CONTINUING PROFESSIONAL**
28 **COMPETENCY REQUIREMENTS.**

29 **(4) IF A LICENSE EXPIRES BETWEEN OCTOBER 1, 2013, AND**
30 **SEPTEMBER 30, 2014, A LICENSEE IS REQUIRED TO FULFILL 50% OF THE**

1 CONTINUING PROFESSIONAL COMPETENCY REQUIREMENTS AS PROVIDED IN
2 THE REGULATIONS ADOPTED BY THE COMMISSION UNDER THIS SUBSECTION.

3 (5) IF A LICENSE EXPIRES ON OR AFTER OCTOBER 1, 2014, A
4 LICENSEE IS REQUIRED TO FULFILL THE FULL CONTINUING PROFESSIONAL
5 COMPETENCY REQUIREMENTS AS PROVIDED IN THE REGULATIONS ADOPTED BY
6 THE COMMISSION UNDER THIS SUBSECTION.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 July 1, 2011.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.